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Lieutenant Governor Loren Leman

August 3, 2005

Kenneth P. Jacobus
425 G St, Suite 920
Anchorage, AK 99501-2140

Dear Mr. Jacobus,

On June 20, 2005 I received your application for an initiative petition entitled:

"An Act providing for limited gaming facilities by creating a new State of Alaska video lottery law."

I forwarded a copy of the application to the Division of Elections for verification of at least 100 qualified signatures and to the Department of Law for review on June 21, 2005.

The Division of Elections reviewed the sponsor signatures and determined that 349 of the 422 signatures submitted were those of qualified voters. The application does have a sufficient number of sponsors to qualify for circulation of a petition. Enclosed is a copy of the Petition Statistics Report listing the status of each sponsor in this petition application.

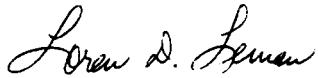
The Department of Law reviewed the petition application for compliance with AS 15.45.030 and AS 15.45.040 and has advised me that the application does not comply with the constitutional and statutory provisions governing use of the initiative. I have enclosed a copy of the opinion issued by the Department of Law.

Based on the Department's recommendation, and in accordance with AS 15.45.070, I am denying certification of the initiative petition. AS 15.45.240 provides that "any person aggrieved by a determination made by the lieutenant governor under AS 15.45.010 - AS 15.45.220 may bring an action in the Superior Court to have the determination reviewed within 30 days of the date on which notice of the determination was given."

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If you have any questions, please contact my special assistant, Robert Pearson, at (907) 465-4082.

Sincerely,

A handwritten signature in cursive script that reads "Loren D. Leman".

Loren Leman
Lieutenant Governor

Enclosures

cc: Victoria Scott, Initiative Committee Member
Judy Leslie, Initiative Committee Member
David Marquez, Attorney General
Laura Glaiser, Director, Division of Elections